

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 07-08-07**

Date Published: August 2, 2007
For Work Week Commencing: August 6, 2007
Commission Meeting: August 7, 2007, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.mt.gov>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Live audio feed Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio feed link on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

9:00 a.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2007.7.86 and D2007.7.87 – Gold Creek Cellular dba Verizon Wireless – Ronan Telephone Company and Hot Springs Telephone Company’s objection to data request seeking amounts spent on legal fees since 1998 on two federal court cases – Discuss and act on Ronan and Hot Springs’ objection. (8/7/07)
2. D2006.10.143 – Russell L. Doty and Qwest Customers v. Qwest – Formal complaint against Qwest alleging over earning – Discuss Qwest’s Motion to Reconsider Commission’s order granting Montana Consumer Counsel’s motion to compel. (8/7/07)
3. N2007.8.92 – PSC Initiated – Annual Certification of ETCs to the FCC and USAC – Discussion and direction on 2007 process for certifying Montana ETCs for receipt of 2008 federal USFs. (8/7/07)
4. D2006.1.2 – PSC Initiated – Review and complaint regarding Montana-Dakota Utilities Co. electric and gas USBs – Discussion and action on motion to compel discovery responses, other matters as necessary. (8/7/07)
5. Midwest ISO Ancillary Services Market Request for Clarification – Pursuant to the July 31, 2007, work session, consider whether to join with other OMS members in a Request for Clarification at the Federal Energy Regulatory Commission to ensure that the OMS does not fail to exhaust rights to remedies regarding the MISO’s cost allocation for its Ancillary Services Market proposal. (8/7/07)
6. D2007.5.49 – MT Associates, LLC and AquaFlo LLC – Application for Approval of Sale and Transfer - Discuss Motion to Strike late prefiled testimony of Larry Marshall, Manager of MT Associates, LLC. (8/7/07)
7. Staff out-of-state travel – Approve Scott Fabel’s and Gary Duncan’s travel to Albuquerque, NM for the New Mexico Center for Public Utilities’ “Basics” Course, October 14-19, 2007. (8/7/07)

Other Meetings

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. Qwest N2007.7.89 (Scott)

On July 25, 2007, Qwest filed Tariff Transmittal 07-02 to introduce a new service, Call Event and Management Signaling Service (CEMSS) Subscriber. CEMSS Subscriber is a new optional feature which will be offered in Section 10, Miscellaneous Central Office Service. Qwest is requesting approval of this filing effective August 24, 2007.

2. Citizens Telecommunications N2007.7.91 (Scott)

On July 31, 2007, Citizens filed Advice Letter No. MT-07-06, Digital Phone Enhanced Feature Pack. The purpose of this filing is to introduce a Digital Phone Enhanced Feature Pack, which includes 5 calling features. The package will be available to new and existing residential customers that subscriber to Citizens existing Digital Bundle Service. Citizen request that this filing become effective on August 30, 2007.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

1. NorthWestern Energy D2006.10.141 (AI)

On July 24, 2007, NWE filed a motion for protective order to govern access to certain confidential information belonging to its consultant, R.J. Rudden

Associates, a business unit of Black & Veatch Corporation, that will be provided in response to data requests. Specifically, NWE seeks protection of the algorithms that convert inputs into outputs and enhance user functionality in the electronic Reviewer Versions of Black & Veatch's proprietary PC-based Cost of Service Model used by NWE in its April 20, 2007, Informational Filing. NWE asserts that the information is trade secret and/or confidential business information.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

Information Items All items identified below are for information only.

New Filings Received in Past Week

N2007.7.89 – Qwest Corporation – Tariff Transmittal 07-02, Introduce Call Event and Management Signaling Service (CEMSS) Subscriber
D2007.7.90 – Montana-Dakota Utilities Co. - Application for Approval to Revise Gas Cost Tracking Adjustment Procedure Rate 88 Tariff
N2007.7.91 – Citizens Telecommunications Company of Montana dba Frontier Communications of Montana – Advice Letter No. MT-07-06, Digital Phone Enhanced Feature Pack
N2007.8.92 – PSC Initiated – Annual Certification of Eligible Telecommunications Carriers
D2007.8.93 – Havre Pipeline Company – Application for Approval to Decrease Rates and Charges to its Direct Rural Farmstead Customers